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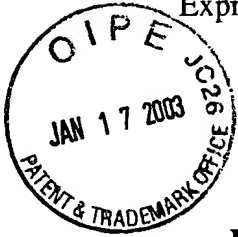


27123

PATENT TRADEMARK OFFICE

Docket No. 3123-4000US2  
Express Mail No. EV062744321US

↑ AFFIX CUSTOMER NO. LABEL ABOVE ↑



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**CONTINUED PROSECUTION APPLICATION (CPA)**  
**REQUEST TRANSMITTAL PURSUANT TO 37 C.F.R. § 1.53(d)**

Commissioner for Patents  
Washington, DC 20231

ATTENTION: PATENT APPLICATION

Prior Application

Examiner:

Christian L. Fronda

Group Art Unit:

1652

Inventor(s) Names and Addresses:

- (1) Mark Aaron Emalfarb  
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Jupiter, Florida 33477  
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☒ Additional inventors listed on a separate sheet.

1. This is a request for a ☒ Continuation ☐ Divisional Under 37 C.F.R. §1.53(d) of prior application serial no. 09/284,152, filed on June 3, 1999, and entitled :  
**CHRYSPORIUM CELLULASE AND METHODS OF USE**

2. The following are enclosed herewith:

- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement including PTO 1449.
- ☐ Copies of References Cited in Information Disclosure Statement

01/21/2003 EAREGAY1 00000080 09284152

01 FC:2202	1332.00 OP
02 FC:2201	840.00 OP
03 FC:2203	140.00 OP
04 FC:2006	375.00 OP

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☐ **REQUEST AND CERTIFICATION UNDER 35 U.S.C.  
§122(b)(2)(B)(i) (form PTO/SB/35)**

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).

3. ☒ Please enter the Amendment/Request For Reconsideration After Final Rejection filed June 14, 2002 in the above-identified parent application.
4. ☒ A Petition for Extension of Time and Fee therefor has been or is being filed in the parent application Serial No. 09/284,152 to extend the time for action in the parent application until January 17, 2003.
5. Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending and has been granted a filing date, so as to make this application co-pending with said parent application. Please use all the contents of the parent application file wrapper, including the drawings, as the basic papers for the new application.
6. ☒ The fees to be charged are to be based on the number of claims:
- ☐ remaining after entering the enclosed Amendment.
  - ☐ entered in the parent application as of the date of its abandonment.
  - ☒ remaining after entering the Amendment After Final Rejection filed June 14, 2002 in the above-identified parent application.

I. CALCULATION OF APPLICATION FEE				
	Number Filed	Number Extra	Rate	Basic Fee \$750.00/\$375.00
Total Claims	168- 20 =	148x	\$18.00/ \$9.00	\$ 2,664.00
Independent Claims	23- 3 =	20x	\$84.00/ \$42.00	\$ 1,680.00
<input checked="" type="checkbox"/> Multiple Dependent Claims		If marked, add fee of \$280.00 (\$140.00)		\$ 280.00
TOTAL:				\$ 5,374.00

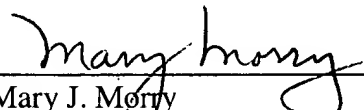
7. ☒ Small entity status has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$2,687.00
8. ☒ A check in the amount of \$2,687.00 in payment of the CPA application filing fees is attached.
9. ☐ Charge fee to Deposit Account No. 13-4503, Order No. \_\_\_\_\_. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

10. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency with the parent application, or credit any overpayment to Deposit Account No. 13-4500, Order No. 3123-4000US2. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
11. ☒ Priority of application Serial No. 08/731,170, filed on October 10, 1996 in the United States, is claimed under 35 U.S.C. §120.
12. ☒ The parent application is assigned of record to Mark Aaron Emalfarb, Recorded on February 24, 1997, at Reel 8369, Frame 0977.
13. ☐ An assignment of the invention to \_\_\_\_\_ is attached along with the Assignment Recordation Form cover sheet.
14. ☐ A check in the amount of \$40.00 for recording the Assignment is attached.
15. ☒ The Power of Attorney was filed in the parent application.
16. ☐ A new Power of Attorney has been executed and is attached.

Respectfully submitted,  
MORGAN & FINNEGAN, L.L.P.

Dated: January 17, 2003

By: \_\_\_\_\_

  
Mary J. Morry  
Registration No. 34,398

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